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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 KRIS SAEGER,

9 Plaintiff,

10 v.

11 TAMBRA ZANDER, et al.,

12 Defendants.

Case No. C08-5314BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

13 This matter comes before the Court on the Report and Recommendation of the
14 Honorable J. Kelley Arnold, United States Magistrate Judge. Dkt. 39. The Court having
15 considered the Report and Recommendation, Plaintiff's failure to file objections, Plaintiff's
16 amended complaint (Dkt. 40) and the remaining record, does hereby find and order:

- 17 (1) The Court adopts the Report and Recommendation; and
18 (2) Plaintiff failed to file objections, and failed to remedy the deficiencies in his
19 complaint as to Defendant Al Lopez in his amended complaint; and
20 (3) Plaintiff's claims against Defendant Lopez are **DISMISSED WITH**
21 **PREJUDICE.**

22 DATED this 11th day of December, 2008.

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26 BENJAMIN H. SETTLE
27 United States District Judge
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ORDER